

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF GEORGIA  
BRUNSWICK DIVISION

FILED  
U.S. DIST. COURT  
BRUNSWICK DIV.

2006 JAN 23 P 4:19

CLERK   
S.D. OF GA.

CHARLES MASON WHITLEY,

Petitioner,

vs.

CIVIL ACTION NO.: CV205-207

JOSE VASQUEZ, Warden,

Respondent.

**ORDER**

Petitioner has moved this Court to issue a Temporary Restraining Order and/or Preliminary Injunction in his petition for habeas corpus relief filed pursuant to 28 U.S.C. § 2241. He is requesting that the Court issue such an Order enjoining Respondent and his agents from, *inter alia*, "any act or activity which retains or hold (Plaintiff) as surety to satisfy any and all losses, fees, cost and restitution in criminal action number 3:04CR133LN filed in the UNITED STATES DISTRICT COURT, SOUTHERN DISTRICT OF MISSISSIPPI, JACKSON DIVISION." The Government has filed a response. In the absence of a showing of an exceptional circumstance wherein there is the possibility of irreparable injury, the Court is not inclined to issue a Restraining Order and/or Preliminary Injunction. Petitioner has not met his burden of persuasion to obtain injunctive relief. Accordingly, Petitioner's Motion for issuance of a Temporary Restraining Order and/or Preliminary Injunction is hereby **DENIED**.

SO ORDERED, this 23 day of January, 2006.

  
JUDGE, UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA